IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 30TH JULY 2007 / 8TH SRAVANA 1929

WP(C).No. 1041 of 2004(Y)

PETITIONER:

SAJID, AGED 23 YEARS, S/O. ABDUL RAHMAN,
'FAMSA' HOUSE, MANNAM, NORTH PARAVUR.

BY ADV. SRI.G.BALAMURALEEDHARAN (PARAVUR)
SRI.MATHEWS V.JACOB (PARAVUR)
SRI.N.T.NANDAKUMAR (PARAVUR)

RESPONDENTS:

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1. MANOJ MATHEW, S/O. MATHEW,
1/73, THEVARANIYIL HOUSE, KOOTHATTUKULAM P.O.,
ERNAKULAM DISTRICT.

2. SAJI KURIAKOSE, S/O. KURIAKOSE,
KURUTHUMPURATHU HOUSE, OORAMANA P.O.,
PIRAMADAM, MARADI, MUVATTUPUZHA,
ERNAKULAM DISTRICT.

3. NEW INDIA ASSURANCE CO.LTD.,
BRANCH OFFICE, VALLAMATTOM ESTATE,
RAVIPURAM, M.G. ROAD, KOCHI-15.

4. THE MOTOR ACCIDENTS CLAIMS TRIBUNAL,
NORTH PARAVUR.

BY ADV. SRI.MATHEWS JACOB
GOVERNMENT PLEADER SMT.DEEPA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 30/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P(C)No.1041/2004

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1. COPY OF THE ORDER DATED 29TH NOV.2003 PASSED BY THE MOTOR ACCIDENTS CLAIMS TRIBUNAL, NORTH PARAVUR.

/ TRUE COPY /

P.S.TO JUDGE

KURIAN JOSEPH, J.

W.P(C)No. 1041 of 2004

Dated this the 30th day of July, 2007

JUDGMENT

The challenge is on Ext.P1 order passed by the Motor Accidents Claims Tribunal, North Paravur. The dispute pertains to territorial jurisdiction. In view of the intervening developments whereby the petitioner is free to choose the jurisdiction either at Ernakulam or at Calicut, it is not necessary to keep this writ petition any more pending. Without prejudice to such liberty this writ petition is dismissed.

(KURIAN JOSEPH, JUDGE)

ahg.